

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4395 of 1984

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed
to see the judgements?

2. To be referred to the Reporter or not?

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3. Whether Their Lordships wish to see the fair copy
of the judgement?

4. Whether this case involves a substantial question
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge?

DEVJIBHAI JIVABHAI VANKAR

Versus

ADMINISTRATIVE OFFICER, MEHSANA DIST. PRIMARY EDU.
BOARD & ORS.

Appearance:

MR AKIL KURESHI for Petitioner

MR NN PANDYA for Respondent No.1 & 2

None present for Respondent No.3

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 01/08/96

ORAL JUDGEMENT

Challenge is made by the petitioner in this
Special Civil Application to the order annexure 'G' under
which he has been ordered to be transferred from Dudhka
Primary School to Orumana Primary School.

2. The order of transfer of petitioner has been stayed by this Court on 10th September 1984 and it continues till this date. When the order of transfer of petitioner is stayed, nothing remains to be decided at this stage, except to pass order that the impugned order

will not be given effect to by the respondents. However, the concerned respondent shall be at liberty to pass a fresh order of transfer of petitioner, if it is necessary for administrative exigencies. Rule is made absolute in aforesaid terms with no order as to costs.

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(sunil)